

UNITED STATES BANKRUPTCY COURT

District of Idaho

97 APR 18 PM 2:11

DATE

4/18/97

CASE NAME

Terry Hipwell

PRESIDING JUDGE

Jim D. Pappas

NATURE OF PROCEEDINGS

1) Confirmation of Amended Plan
(cont'd); 2) Motion to Dismiss - Travelers
(cont'd)

APPEARANCES

Howard Foley - counsel for the debtor
Ronald Schoen - trustee (EXCUSED from proceeding)
Ramona Neal - counsel for Travelers
Richard Boardman - counsel for Amalgamated Sugar (TASCO)
John Harrington - counsel for Landview

REPORT OF PROCEEDINGS

(Matters continued from April 17, 1997.)

1) Confirmation of Amended Plan

Direct examination of Jay Dee Kerron resumed.

Exhibit 101 offered and admitted for illustrative purposes without objection.
Exhibit 103 offered and admitted without objection.
Landview rests.

Traveler's and TASCO declined to present evidence or testimony.

Rebuttal:

Terry Hipwell recalled

After argument, the Court issued oral findings of fact and conclusions of law, reserving the right to amend, supplement, or issue written finds of fact at a later date.

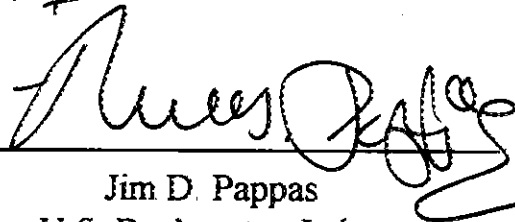
The Court finds the treatment of Landview and Tasco fails to comply with the standards set for confirmation. Accordingly, confirmation of the Second Amended Plan is DENIED.

The minute entry will serve as the order denying confirmation.

2) Motion to Dismiss - Travelers Insurance (cont'd)

Matter CONTINUED to May 1, 1997, at 9:30 a.m

4/18/97

A handwritten signature in black ink, appearing to read "Jim D. Pappas", written over a horizontal line.

Jim D. Pappas
U.S. Bankruptcy Judge

BANKRUPTCY COURT
Exhibit List

Case Name Terry Hipwell					Court Date April 16-18	Docket Number 96-02095
Matter before Court: Confirmation of Amended Plan						
Debtors Attorney Howard Foley				Creditor's Attorney C1 John Harrington - Landview C2 Ramona Neal - Travelers C3 Richard Boardman - TASCO		
Presiding Judge Jim D. Pappas			Court Reporter Barbara Keck		Courtroom Deputy MaryAnne Titus	
Exhibits						
D	C1	C2	C3	Marked	Admitted	Description
1				4/16/97	4/16/97	Debtor's Real Property Schedules
2				4/16/97	4/16/97	Landview Proof of Claim
3				4/16/97		Landview Objection
4				4/16/97	4/16/97	John Deere Order of Surrender
5				4/16/97	4/16/97	UCC Filings
6				4/16/97	4/17/97	Trustee Report
7				4/16/97		Landview Crop Analysis
8				4/16/97		Landview Security Analysis
9				4/16/97		Amended Plan
10				4/16/97		Order - Cash Collateral 10/24/96
11				4/16/97	4/16/97	Vehicle Liens
12				4/16/97	denied	Appraisal 4/28/94
13				4/16/97	4/16/97	Invoice 1996 Fertilizer (Landview)
14				4/16/97	4/16/97	Clover Contract
15				4/16/97	4/16/97	Bean Contract
16				4/16/97	4/16/97*	Cred. Position & Liquidation Analysis
17				4/16/97	4/16/97	TASCO Proof of Claim
18				4/16/97	4/16/97	Traveler's Proof of Claim
19				4/16/97	4/17/97	Order to Lift Stay 1/9/97
	101			4/16/97	4/18/97*	Comparison of Plan

Case Name Terry Hipwell						Court Date April 16-18	Docket Number 96-02095
	102			4/17/97	4/17/97	1995 Account Summary	
	103			4/17/97	4/18/97	Fair Market Value Estimate	
20				4/17/97	4/17/97	Order Approving Stipulation 1/30/97	

*Admitted for Illustrative Purposes.